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12-11-03

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor

Richard B. Brooke

Appln. No.

10/659,099

Filed

: September 10, 2003

Title

CELL PHONE/BREATH ANALYZER

Docket No.

O155.12-0004

## RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION - FILING DATE GRANTED UNDER 37 C.F.R. 1.53(f) AND 1.16(e)

Mail Stop Missing Parts Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450 SENT VIA EXPRESS MAIL

Express Mail No.: EV 302261157 US

Sir:

In response to the Notice to File Missing Parts of Application - Filing Date Granted dated <u>December 4, 2003</u>, Applicant encloses the following documents to complete the above-identified patent application filed <u>September 10, 2003</u>:

- 1. A check in the amount of \$65.00 to cover the surcharge fee, and a check in the amount of \$40.00 covering the recording fee
- 2. Declaration executed by the inventor(s)
- 3. Power of Attorney
- 4. Submission Under 37 C.F.R. 3.73(b)
- 5. Executed Assignment of the invention to Oxyfresh Worldwide, Inc., and Recordation Form Cover Sheet
- 6. Notice to File Missing Parts of Application-Filing Date Granted
- 7. Fee Transmittal (in duplicate).

The Commissioner is authorized to charge payment of any additional fees associated with this paper or credit any overpayment to Deposit Account No. 11-0982. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

KINNEY & LANGE, P.A.

Date: 12/10/03

By: Line Wilging Ann Kulprathipanja, Reg. No. 50,608

THE KINNEY & LANGE BUILDING

312 South Third Street

Minneapolis, MN 55415-1002

Telephone: (612) 339-1863

Fax: (612) 339-6580

DRF:AK:bmg

FEE TRANSMITTAL DEL 1 1 2013							C mplete if Known					
							icatio	No.		10/659,099		
							Date	<del></del>	<del></del>	September 10, 2003	<del></del> -	
							Name	ed Inv	entor	Richard B. Brooke		
							Group Art Unit					
							Examiner Name					
							Dock	et Nu	mber	O155.12-0004	<del></del> -	
Total A	of Payment \$											
METHOD OF PAYMENT (Check One)							FEE CALCULATION (Continued)  3. ADDITIONAL FEES					
1. [X] The Commissioner is hereby authorized to charge any additional fee required under 37 C.F.R. 1.16 and 1.17 and								Small E				
credit any over payments to Deposit Account No.11-0982.  Deposit Account Name: Kinney & Lange, P.A. A duplicate							Entity Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee paid	
copy of this communication is enclosed							130	2051	65	Surcharge - Late filing fee or oath	65	
2. [X] Check Enclosed							50	2052	25	•	<u> </u>	
FEE CALCULATION										Surcharge - late provisional filing fee or cover sheet	<del>-</del>	
1. BASIC FILING FEE							130	1053	130	Non-English specification	*	
						1812	2,520	1812	2,520	For Filing a Request for Reexamination	<u>~</u>	
Fee Code	Entity Fee (\$)	Small Entity Fee Fee Code (\$)		ee Description		1251	110	2251	55	Extension for reply within first month	_	
1001	750	2001 37	_	Utility Filing Fee		1252	410	2252	205	Extension for reply within second month	*	
1006	<b>3</b>					1253	930	2253	465	Extension for reply within third month	*	
1004	04 750 2004 375 [] Reissue Filing Fee					1254	1,450	2254	725	Extension for reply within fourth month	*	
1005 160 2005 80 [] Prov. Filing Fee						1255	1,970	2255	985	Extension for reply within fifth month	*	
				Sub	total (1) \$0.00	1402	320	2402	160	Filing a brief in support of an appeal	*	
2. EXTRA CLAIM FEES							280	2403	140	Request for oral hearing	*	
	Numb		Extra	Fee from Below	Fee Paid	1814	110	2814	55	Terminal Disclaimer Fee	*	
Total	*	* =	* ~	* _ *		1452	110	2452	55	Petition to revive - unavoidable	*	
	<u> </u>	_ <u> </u>	X	<del>-</del> *		1453	1,300	2453	650	Petition to revive - unintentional	*	
Indep.		=	<u>*</u> x	_ = * *		1501	1,300	2501	650	Utility/Reissue issue fee	*	
Multiple Dependent Claims = *							470	2502	235	Design issue fee	*	
**Insert 3 and 20, or number previously paid if greater; Reissue see below							130	1460	130	Petitions to the Commissioner	*	
Large Fee	Entity Fee	Small E Fee	Entity Fee	Description		1460 1807		1807	50	Petitions related to provisional applications	*	
Code	<u>(\$)</u>	Code	<u>(\$)</u>			1806		1806	180	Submission of Information Disclosure	_	
1202 1201	18 84	2202 2201	9 42	Claims in excess o						Statement	*	
1201	04	2201	42	of 3	s iii excess	8021	40	8021	40	Recording each patent assignment per property (times number of properties)	<u>40</u>	
1203	280	2203	140	Multiple Dependen	t Claim	1901	750	2004	276		*	
1204	84	2204	42	Reissue Independe Over Original Pate		1801	750	2801	375	Request for Continued Examination (RCE)	_	
1205	18 2205 9 Reissue claims in excess of 20 and over original patent					Other fee (specify) *						
				Sub	total (2) \$0.00					Subtotal (3) \$	,105.00	
		<del>,</del>										
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Signatu	re	Ann Kul	brathing	No.			_ Re	g. No.		50,608		

Deposit Account No. 11-0982

Date 12/10/03